

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

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In Re:
PATRICE M. HUFF



Order Filed on October 18, 2022
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No.: 19-10643 MBK

Hearing Date: _____

Chapter: 13

Judge: MBK

**ORDER AUTHORIZING
SALE OF REAL PROPERTY**

Recommended Local Form: ☒ Followed ☐ Modified

The relief set forth on the following pages numbered two (2) and three (3) is
ORDERED.

DATED: October 18, 2022

A handwritten signature in black ink, appearing to read "Michael B. Kaplan".
Honorable Michael B. Kaplan
United States Bankruptcy Judge

After review of the Debtor's motion for authorization to sell the real property commonly known as 1827 Summerfield Avenue, Neptune, New Jersey (the Real Property).

IT IS hereby **ORDERED** as follows:

1. The Debtor is authorized to sell the Real Property on the terms and conditions of the contract of sale pursuant to 11 U.S.C. §§ 363(b) and 1303.
2. The proceeds of sale must be used to satisfy the liens on the real property unless the liens are otherwise avoided by court order. Until such satisfaction the real property is not free and clear of liens.
3. ☒ In accordance with D.N.J. LBR 6004-5, the *Notice of Proposed Private Sale* included a request to pay the real estate broker and/or debtor's real estate attorney at closing. Therefore the following professional(s) may be paid at closing.

Name of professional: Jon Day

Amount to be paid: \$9,900.00

Services rendered: Listing realtor, realtor for sale of property

Name of professional: Dan C. Pelletier, Esquire

Amount to be paid: \$2,000.00

Services rendered: Real estate closing attorney

OR: ☐ Sufficient funds may be held in escrow by the Debtor's attorney to pay real estate broker's commissions and attorney's fees for the Debtor's attorneys on further order of this court.

4. Other closing fees payable by the Debtor may be satisfied from the proceeds of sale and adjustments to the price as provided for in the contract of sale may be made at closing.

5. The amount of \$_____ claimed as exempt may be paid to the Debtor.
 6. The ☐ *balance of proceeds* or the ☒ *balance due on the debtor's Chapter 13 Plan* must be paid to the Chapter 13 Trustee.
 7. A copy of the HUD settlement statement must be forwarded to the Chapter 13 Trustee 7 days after closing.
 8. ☐ The debtor must file a modified Chapter 13 Plan not later than 21 days after the date of this order.
- Other provisions:
9. Fed. R. Bankr. P. 6004(h), which provides for a 14 day stay of this order is not applicable.
 10. The 14 day appeal period per Fed. R. Bankr. P. 8002 is hereby waived.
 11. LoanCare, LLC shall be paid in full at closing pursuant to a statement generated through the date of tender.
 12. The debtor shall file a modified plan to pay 50% to general unsecured creditors.
 13. The sale is to close within 90 days of the date of this Order.

rev.8/1/15